Order No. P. 44—Legis. 40-32-5, dated, Bangalore, 3rd—4th July 1933.

Ordered that the accompanying Regulation to amend the Mysore Elementary Education Regulation X of 1930 which received the assent of His Highness the Maharaja on the 27th day of June 1933 be published as Regulation V of 1933 in the *Mysore Gazette* for general information.

S. N. APPANNA IYENGAR,
Secretary to Government,
General Department.

REGULATION V OF 1933.

(Received the assent of His Highness the Maharaja on the 27th day of June 1933.)

A Regulation to amend the Mysore Elementary Education Regulation X of 1930.

Preamble. Whereas it is expedient to amend the Mysore Elementary Education Regulation X of 1930: It is hereby enacted as follows:—

(1) To section 4 of the Regulation, the following shall be added as an *explanation* thereunder:—

EXPLANATION.

Addition of an explanation to section 4. For the purposes of this Regulation, a District Board shall have jurisdiction throughout the District, except over such areas as are under the jurisdiction of other local authorities which are themselves Local Education Authorities under this Regulation.

2. The following shall be added as sub-section (4) in section 11 of the Regulation.—

Addition of a new sub-section to section 11. "(4) The Education Cess levied under this section shall be collected, subject to such rules as may be prescribed by the Government in this behalf, by the same authority as collects the revenue or tax on which the cess is levied."

Amendment of the first proviso of section 49 (2). 3. In the first proviso to sub-section (2) of section 49 of the Regulation, the words "which is a Local Education Authority" following the words "a Municipal Council" shall be deleted.

M. N. KRISHNA RAO,
Dewan.

(2) When the number of eligible candidates is more than the number of members to be elected, the Returning Officer may assign to each candidate a symbol out of those approved from time to time by the Government in this behalf.

(3) A list of eligible candidates with the symbols, if any, assigned under sub-rule (2) shall be published with the least practicable delay under the signature of the Returning Officer in the municipal office.

Conduct of elections.

16. When the number of candidates does not exceed the number of vacancies, the candidate or candidates may be declared elected by the Returning Officer without any votes being recorded. For purposes of rule 31 of these rules, such candidates shall be considered to have got the highest number of votes.

17. If there are more candidates than there are vacancies, votes shall be taken in accordance with the procedure prescribed in the following rules.

18. The Returning Officer shall fix a polling station for each division and at each polling booth, a separate ballot box properly screened off from others shall be kept so that purdah women may vote separately.

19. The Returning Officer shall appoint one or more polling officers to preside at each polling station with as many assistants as he thinks necessary. The said officer shall also appoint one or more identifying officers at each polling station to assist the polling officer in identifying the voters.

20. (1) On the morning of the election day, the polling officer shall be supplied with a sealed box provided with an aperture for receipt of voting papers, an election roll and a bound book or books of voting papers serially numbered in foil and counterfoil, one voting paper for each voter in the election roll.

(2) The Returning Officer may give such special directions as may be necessary for the provision of ballot boxes, cubicles or screens, and other matters of detail.

21. (1) The voting paper shall be printed in Form B, hereto appended and shall contain the names of all the candidates.

(2) Specimen voting papers shall be posted outside the polling booth for the guidance of voters at least 48 hours before the election commences.

22. If before the poll has commenced, a person whose candidature has been published under sub-rule (3) of rule 15 withdraws his candidature or dies, or if the Returning Officer is satisfied, after affording an opportunity to hear the candidate, that he is disqualified to be a candidate or that the declaration made in his application is not true, the Returning Officer or the polling officer under the Returning Officer's orders may remove the name of such candidate from the voting paper.

23. (1) On the day of the election, the polling officer shall admit to the ante-room of the polling booth the candidates whose names are displayed under rule 15 (3).

(2) Besides candidates, only voters, and such persons (if any) as may be admissible under special directions given by the Returning Officer in this behalf, shall be admitted to the polling booth.

24. The candidates shall not speak to or address any intending voter in the ante-room, but may only address to the polling officer objections to a voter on the following three grounds:—

First.—That his name is not on the list of voters of the division in respect of which the election is being held.

Second.—That his claim to be a particular voter shown on the list of voters is false.

Third.—That he has already voted.

Any person breaking this rule may be expelled from the ante-room by the polling officer and shall not be re-admitted during the election.

25. The procedure for recording each voter's vote shall be as follows:—

(*i*) The vote shall be given by ballot.

(*ii*) There shall be no voting by proxy.

(*iii*) As each intending voter enters the ante-room, his name and his number in the election roll shall be announced so that all present can hear them.

(*iv*) The polling officer shall dispose of any objections raised by candidates and, when satisfied that the intending voter is entitled to vote and has not yet voted, shall initial the foil of a voting paper and, after taking the voter's signature or mark on the counterfoil, and endorsing the paper across the junction of the foil and counterfoil with a seal, give the foil to the voter and admit him to the polling room.

(*v*) The voter, after making a cross in column 4 of the voting paper against the names of any candidates for whom he wishes to vote, and after folding and closing the voting paper, put it into the ballot box.

(*vi*) On the request of a voter who through blindness or illiteracy or any other cause is incapable of recording his vote for himself, the polling officer shall assist him, if so desired, in marking the vote on the voting paper and putting the voting paper into the ballot box and a record of the same shall be made on the voting paper and attested by the polling officer.

26. It shall be the duty of the polling officers and their assistants to see that votes are recorded with absolute secrecy, that only such persons as may be admitted to the polling booth under these rules are admitted thereto, and that persons who have recorded their votes or against whom objections have been heard and disposed of, leave immediately. It shall also be their duty to see that these rules and any special directions given by the Returning Officer thereunder are strictly observed in all respects.

27. On the conclusion of the poll, the polling officer shall seal up the aperture of the sealed box and forthwith deliver the box for safe custody to the Returning Officer or someone appointed by the said officer to take charge of it till the votes are counted. The polling officer shall seal up the book of counterfoils and unused foils and keep it sealed in his own custody till it is destroyed under rule 34.

Determination of results of elections.

28. The ballot box shall be opened and the votes counted at a special general meeting of the municipal

council by three scrutineers appointed for this purpose at the meeting.

29. Any ballot paper on which votes are given to more candidates than there are councillors to be elected shall be invalid.

30. If there is an equal number of valid votes in favour of each of two or more candidates for one vacancy, the selection of one such candidate shall be made by lot by the chairman of the aforesaid meeting, in such manner as the municipal council at such meeting shall determine.

31. Whenever one and the same person gets the highest number of votes in more than one division he will be at liberty to determine for which division he should be returned and in default of his doing so within 48 hours after the declaration of the results of elections, the Government shall declare him to have been elected for one such division. In such cases, the candidates who have got the next highest number of votes in the several remaining divisions will be taken to have been elected for those divisions. In the event of there being no such candidate in any such division, a fresh election shall be held for the same.

32. The results of the elections shall be declared by the chairman of the meeting and shall be recorded in the minutes of the proceedings of the meeting.

Custody and destruction of voting papers.

33. When the voting papers have been scrutinised, they shall forthwith be replaced in the ballot boxes from which they were taken and these boxes after being locked and sealed with the municipal seal, shall be kept by the municipal council in safe custody.

34. On the expiry of fifteen days from the date of the declaration of the results of the elections, or if any application regarding the elections is made to the District Judge under section 20 of the Regulation and such application is not finally disposed of before the expiry of the said fifteen days, then whenever such application has been finally disposed of, the voting papers including both those in the ballot box and those in the sealed book in the polling officer's custody shall be destroyed in the presence of such councillor or officer as the municipal council appoints for this purpose.

Report of results of elections.

35. The names of persons declared to have been elected under rules 16 and 32 shall be communicated with the least practicable delay to the Government for being notified in the *Mysore Gazette*.

R. RANGA RAO,
Chief Secretary to Government.

FORM A.

(REFERRED TO IN RULE 13.)

Form of application for candidature.

Name of the division for which the candidate intends to stand for election.	
Name of candidate	
Father's name	
Age	
Address	
Number of the candidate in the election roll.	

Date..... Signature of candidate.

Declaration by the candidate.

I hereby declare that the information furnished above is true and that I possess all the qualifications necessary for election to the municipal council and that I am not subject to any of the disqualifications specified in the Mysore City Municipalities Regulation, 1933, or the rules framed thereunder to be a candidate.

Date..... Signature of candidate.

FORM B.

(REFERRED TO IN RULE 21.)

Counterfoil.

Voting Paper No.

Voter's number on Election Roll

Voter's signature or thumb impression.

Foil.

Voting Paper No.

Serial No.	Candidate's name	Candidate's symbol	Voter's mark
1			
2			
3			
4			
5			
6			
7			
8			

(1) The number of members to be elected is.....

(2) Place a cross mark thus × against the candidate for whom each of the candidates you wish to vote.

(3) The mark should be placed against not more than.....name/names.

APPENDIX.

(REFERRED TO IN RULE 14.)

No. *Dated..... 193* .

To

The Officer in charge of the Treasury

at.....

SIR,

I have the honour to apprise you that I have authorised the Returning Officer of ..... municipality to treat the sum of one hundred rupees deposited by me in the Savings Bank at your treasury as security to the municipality, on behalf of myself / A. B. I agree that the same will not be payable to me until I shall produce to you the express written sanction of the Returning Officer of..... municipality for payment of the same. I have also agreed not to object to the payment by you of the whole or part of this deposit to the Returning Officer of..... municipality, upon his claiming it, and not to make any claim for interest from the date on which interest has ceased to accrue owing to the payment of the principal to the Returning Officer of..... municipality or from the date on which the Returning Officer of..... municipality, shall have revoked the authority to your treasury to pay me / A. B. the interest.

I have the honour to be,
Sir,
Your most obedient servant,

Place..... (Signature of Depositor).....

Date..... (Designation of Depositor).....

No. L. 2037—Ml. 124-38-2, dated Bangalore, 15th September 1938.

The Government of His Highness the Maharaja are pleased to extend the provisions of sub-section (2) of section 150 and the whole of section 151 of the Mysore Town Municipalities Regulation, 1938, to the Davangere Town Municipality.

2. The provisions referred to above shall come into operation after the expiry of six months from the date of publication of this notification in the *Mysore Gazette*.

By Order,

H. V. RAMASVAMI,
Secretary to Government,
General Department.

Printed by the Superintendent, Government Press, Bangalore.